

REMARKS

Claims 1-6, 8-21 and 24-27 are pending in the present application. In the Final Office Action mailed September 13, 2007, the Examiner rejected claims 1-3 under 35 U.S.C. §102(b) as being anticipated by DE 83 08 99.3.

Claims 9-21 and 24-26 are allowed. Claims 4-6, 8, and 27 were indicated as containing allowable subject matter. Such indication is appreciated.

The undersigned appreciates the Examiner's willingness to discuss claim 1, and the proposed amendment, in a recent telephone interview. Claim 1 is herein amended consistent with that discussion. To summarize, the prior art of record does not disclose a welding apparatus, as called for in claim 1, wherein the gas source is connected to a gas path that does not have a manually operated valve therebetween. As clearly shown in DE '999.3 there is a valve between the regulator 5 and the pressure bottle 1. This further clarifies what was previously claimed ("a gas path free of restriction therein"). The Examiner stated that there would be no restriction when the valve of DE '999.3 would be in an open position. The amendment presented herein clarifies that the present invention has no such valve therebetween.

Applicant has amended allowable claim 27 to incorporate the subject matter of base claim 1, and has added new claim 28 that incorporates the subject matter of original claim 1 and allowable claim 8.

Therefore, in light of at least the foregoing, Applicant respectfully believes that the present application is in condition for allowance. As a result, Applicant respectfully requests timely issuance of a Notice of Allowance for claims 1-6, 8-21 and 24-28.

A fee in the amount of \$260.00 is concurrently being paid via EFS-Web for fees associated with entering the claim newly presented herein.

Applicant appreciates the Examiner's consideration of these Amendments and Remarks and cordially invites the Examiner to call the undersigned, should the Examiner consider any matters unresolved.

Dated: October 30, 2007
Attorney Docket No.: ITW7510.061

P.O. ADDRESS:

Ziolkowski Patent Solutions Group, SC
136 South Wisconsin Street
Port Washington, WI 53074
262-268-8100

Respectfully submitted,

/Timothy J. Ziolkowski/

Timothy J. Ziolkowski
Registration No. 38,368
Direct Dial 262-268-8181
tjz@zpspatents.com

General Authorization and Extension of Time

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-2623. Should no proper payment be enclosed herewith, as by credit card authorization being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-2623. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extensions under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-2623. Please consider this a general authorization to charge any fee that is due in this case, if not otherwise timely paid, to Deposit Account No. 50-2623.

/Timothy J. Ziolkowski/

Timothy J. Ziolkowski
Registration No. 38,368
Direct Dial 262-268-8181
tjz@zpspatents.com

Dated: October 30, 2007
Attorney Docket No.: ITW7510.061

P.O. ADDRESS:

Ziolkowski Patent Solutions Group, SC
136 South Wisconsin Street
Port Washington, WI 53074
262-268-8100